

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

CHRISTOPHER GANN, individually and on
behalf of others similarly situated,

Plaintiff,

v.

NISSAN NORTH AMERICA, INC., a
California Corporation,

Defendant.

Case No. 3:18-cv-00966

Judge Aleta A. Trauger

**DEFENDANT NISSAN NORTH AMERICA, INC.'S
MOTION TO DISMISS PLAINTIFF'S CLASS ACTION COMPLAINT**

In accordance with Federal Rules of Civil Procedure 8(a) and 12(b)(6), Defendant Nissan North America, Inc. ("NNA") moves this Court to dismiss, with prejudice, Counts I, II, III, IV, and V of Plaintiff's Class Action Complaint. In support, NNA relies upon the reasons, arguments, and exhibits contained in its accompanying memorandum of law.

Dated: November 30, 2018

Respectfully submitted,

By: /s/ John S. Hicks

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CERTIFICATE OF SERVICE

I hereby certify that on November 30, 2018, I electronically filed the foregoing document with the Clerk of the Court using CM/ECF. I also certify that the foregoing document is being served this day on all counsel of record via transmission of Notice of Electronic Filing generated by CM/ECF.

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